



W.P(MD)No.31325 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 04.11.2025

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.31325 of 2025

K.Muthukumar

... Petitioner

Vs.

- 1.The District Collector,
Madurai District,
Madurai.
- 2.The Chief Engineer,
Water Resource Department,
Penicuik Compound,
Periyar - Vaigai Basin Division,
Madurai Zone, Tallakulam,
Madurai 625 002.
- 3.The Chief Superintending Engineer,
Water Resource Department,
Penicuik Compound,
Periyar - Vaigai Basin Division,
Madurai Zone, Tallakulam,
Madurai 625 002.
- 4.The Assistant Engineer,
Water Resource Department,
Penicuik Compound,
Periyar - Vaigai Basin Division,
Madurai Zone, Tallakulam,
Madurai 625 002.



W.P(MD)No.31325 of 2025

5.The Executive Engineer,
Water Resource Department,
Periyar - Vaigai Basin Division,
Public Works Department Office,
Melur Taluk,
Madurai 625 106.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents herein to forthwith consider the petitioner's representation dated 23.10.2025 and consequently permit the petitioner to draw water from the Periyar Main Irrigation Channel Madais No.15 and 17, for the purpose of irrigating his patta lands comprised in Survey Nos.12/8D3 and 12/8D2 measuring an extent of 2.32 ½ acres and 1.1 Hectares Ares respectively situated at Kunnathur Village, Madurai East Taluk, Madurai District.

For Petitioner : Mr.T.Leninkumar

For Respondents : Mr.K.S.Selvaganesan,
Addl. Government Pleader.

ORDER

Heard both sides.



W.P(MD)No.31325 of 2025

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2.The writ petitioner is a Village Administrative Officer. He owns the petition mentioned lands that belonged to his father-in-law. The petitioner has planned plantain trees. He seeks permission to draw water from the petition mentioned channel.

3.Ms.K.Indumathi, fourth respondent herein is present in person. She states that on account of the topographical location, water from the petition mentioned channel could not reach the petitioner's lands and that therefore, the petitioner illegally installed pipe lines to draw water by deploying motor. This had to be dismantled as it was illegal. The stand of the department is that those farmers who can draw water by natural gravity alone can get water from the petition mentioned channel and mechanical means cannot be permitted.

4.The petitioner has made a request to the fourth respondent. I direct the fourth respondent to pass a speaking order on the petitioner's representation immediately and serve the same on him. It is for the fourth respondent to clarify the avenues open to the writ petitioner to



W.P(MD)No.31325 of 2025

fulfil his water requirements. I have not gone into the merits of the matter.

5.This writ petition is disposed of accordingly. No costs.

04.11.2025

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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Issue order copy on 04.11.2025.

To:

- 1.The District Collector,
Madurai District,
Madurai.
- 2.The Chief Engineer,
Water Resource Department,
Penicuik Compound,
Periyar - Vaigai Basin Division,
Madurai Zone, Tallakulam,
Madurai 625 002.
- 3.The Chief Superintending Engineer,
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4/6



W.P(MD)No.31325 of 2025

- 4.The Assistant Engineer,
Water Resource Department,
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- 5.The Executive Engineer,
Water Resource Department,
Periyar - Vaigai Basin Division,
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W.P(MD)No.31325 of 2025

G.R.SWAMINATHAN, J.

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W.P(MD)No.31325 of 2025

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